

EMS EXEMPTION APPLICATION
VIRGINIA DEPARTMENT OF HEALTH
OFFICE OF EMERGENCY MEDICAL SERVICES
(Please print or type all information.)

Check one:

EXEMPTION

- ☐ Individual
☐ Agency
☐ Vehicle

Date: _____

Name of Applicant, Agency or Certificate holder: _____

SSN: _____ Agency Number: _____

Address: _____

Phone (W): _____ Phone (H): _____

E-Mail: _____ Pager #: _____

EMS Agency Affiliation (if applicable): _____

Section(s) of the Rules & Regulations OR Certification Level: _____

Reason for the Request, including any extenuating circumstances **(be specific)**: _____

(Use additional sheets if necessary)

Submit written documentation for any matters related to medical situations (include proof of medical treatment from a physician) or military mobilizations.

Date Individual, Agency or Certificate holder shall be in compliance, or period of time needed to complete requirements: _____

Name of Individual Completing form:

Print Name

Signature

OMD Approval required:

Print Name

Signature

Health Department Use Only:			Public Notice	<input type="checkbox"/> YES	<input type="checkbox"/> NO	
Approved	<input type="checkbox"/> YES	<input type="checkbox"/> NO	Public Hearing	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> Waived
Date:			Notice Sent	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> Waived
Approver:			Local Gov't Approved	<input type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> Waived

12 VAC 5-31-110. Exemptions.

A. The board is authorized to grant exemptions from any part or all of these regulations in accordance with the procedures set forth herein. An exemption permits specified or total exceptions to these regulations for an indefinite period.

B. Request. A person may file a written request for an exemption with the Office of EMS on specified forms. If the request is made by an EMS agency, early defibrillation service or wheelchair interfacility transport service, the following additional requirements apply:

1. The written request for exemption must be submitted for review and recommendation to the governing body of the locality in which the principal office of the EMS agency, early defibrillation service or wheelchair interfacility transport service is located before submission to the Office of EMS.
2. The written request must be submitted to the Office of EMS a minimum of 30 days before the scheduled review by the governing body. At the time of submission, the agency or service must provide the Office of EMS with the date, time and location of the scheduled review by the governing body.

12 VAC 5-31-120. Public notice of request for exemption.

Upon receipt of a request for an exemption, the Office of EMS will cause notice of such request to be published in a newspaper of general circulation in the area wherein the person making the request resides and in other major newspapers of general circulation in major regions of the Commonwealth. The cost of such public notice will be borne by the person making the request.

12 VAC 5-31-130. Public hearing for exemption request.

If the board determines that there is substantial public interest in a request for an exemption, a public hearing may be held.

12 VAC 5-31-140. Issuance of an exemption.

A. A request for an exemption may be approved and an exemption issued provided all of the following conditions are met:

1. The information contained in the request is complete and correct.
2. The need for such an exemption is determined to be genuine.
3. The issuance of an exemption would not present any risk to, threaten or endanger the public health, safety or welfare of citizens.

B. If the request is made by an EMS agency, early defibrillation service or wheelchair interfacility transport service, the board may accept the recommendation of the governing body provided all of the conditions in subsection A of this section are met.

C. The person making the request will be notified in writing of the approval or denial of a request.

12 VAC 5-31-150. Content of exemption.

An exemption includes but is not limited to the following information:

1. The name of the agency, service or vehicle to which, or the person to whom, the exemption applies;
2. The provisions of the regulations that will be exempted; and
3. Any special conditions that may apply.

12 VAC 5-31-160. Conditions of exemption.

A. An exemption remains valid for an indefinite period of time unless and until terminated by the board or the Office of EMS, or unless an expiration date is specified.

B. An exemption is neither transferable nor renewable.

12 VAC 5-31-170. Termination of exemption.

A. The Office of EMS may terminate an exemption at any time based upon any of the following:

1. Violation of any of the conditions of the exemption;
2. Suspension or revocation of any licenses, permits or certificates involved; or
3. A determination by the Office of EMS that continuation of the exemption would present risk to, or threaten or endanger the public health, safety or welfare.

B. The Office of EMS will notify the person to whom the exemption was issued of the termination by certified mail to his last known address.

C. Termination of an exemption takes effect immediately upon receipt of notification unless otherwise specified.

12 VAC 5-31-180. Denial of an exemption.

A request for an exemption will be denied by the Office of EMS if any of the conditions of these regulations fail to be met.